

REMARKS

Claims 1-30 are under examination in this office action. Claims 31-95 have been withdrawn as being drawn to non-elected subject matter.

The Examiner has cited claims 2 and 8 as non-compliant with 37 CFR 1.121, as containing text that has been added, but not so indicated by underlining. Further, the Examiner has noted claims 31-95 as non-compliant, as being withdrawn, but without providing the text of the withdrawn claims.

Claim 2 now has appropriate underlining indicating newly added text. Claim 8, however, appears to be in proper form. Applicant notes that claim 9 has the same deficiency noted as claim 2. Claim 9 now has newly added text underlined in accordance with the rule set forth in 37 CFR 1.121.

Withdrawn claims 31-95 are now re-submitted with the full text provided, in compliance with 37 CFR 1.121.

CONCLUSION

In light of the amendments and remarks made herein, it is respectfully submitted that the claims currently pending in the present application are in form for allowance. Accordingly, reconsideration of those claims, as amended herein, is earnestly solicited. Applicants encourage the Examiner to contact their representative, Stephen R. Albainy-Jenei at (513) 651-6839 or salbainyjenei@fbtlaw.com.

The Commissioner for Patents is hereby authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC Deposit Account No. 06-2226.

Respectfully submitted,
ANDREW LABARBERA, et al.

By 

Stephen R. Albainy-Jenei

Appl. Serial No. 10/018,716

Amdt. Dated September 6, 2006

Response to Notice of Non-Compliant Amendment of August 7, 2006

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CINLibrary 0091830.0476600 1665158v.1